

United States District Court

DISTRICT OF

RHODE ISLAND

PLAINTIFF

ALBERT L. GRAY, ADMIN., ET AL.

THIRD PARTY SUMMONS IN A CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFF

HOWARD J. JULIAN

CASE NUMBER: 04-312L

V. THIRD PARTY DEFENDANT

HOME DEPOT U.S.A., INC.

TO: (Name and address of Third Party defendant)

HOME DEPOT U.S.A., INC., c/o CT Corporation Systems, 10 Weybosset Street,
Providence, RI 02903

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

PLEASE REFER TO NAMES AND ADDRESSES OF
STATION FIRE FIRE PLAINTIFFS' STEERING
COMMITTEE ATTACHED HERETO AS EXHIBIT "A".
ANSWERS MUST BE SERVED ON PLAINTIFFS'
ATTORNEYS AS LISTED IN EXHIBIT A and
DEFENDANT'S ATTORNEY.

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY

(name and address)

DONALD M. GREGORY II, ESQ., #1779
7630 Post Road
North Kingstown, RI 02852
(tel) 401-295-9731
(fax) 401-295-4828

an answer to the third-party complaint which is herewith served upon you within 20 days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

CLERK

DATE

(BY) DEPUTY CLERK

9.2.04

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EXHIBIT "A"

Station Fire Plaintiffs' Steering Committee:

Co-Chairs:

Mark S. Mandell, Esq.
MANDELL, SCHWARTZ & BOISLCAIR
One Park Row
Providence, RI 02903
(401) 273-8330
Plaintiffs #13d and 3, #17 through #63,
inclusive, #133 through #190, inclusive
and #225 and #226

Max Wistow, Esq.
WISTOW & BARYLICK INC.
61 Weybosset Street
Providence, RI 02903
(401) 831-2700
Plaintiffs #13d and 3, #17 through #63,
inclusive, #133 through #190, inclusive
and #225 and #226

Vice-Chair:

Patrick T. Jones, Esq.
COOLEY MANION JONES, LLP
21 Custom House Street
Boston, MA 02110
(617) 737-3100
Plaintiffs #1 through #12, #13a, b and c,
#14 through #16, inclusive, #80 through
#132, inclusive, and #222 and #223

Additional Members:

Michael A. St. Pierre, Esq.
REVENS, REVENS & ST. PIERRE
946 Centerville Road
Warwick, RI 02886
(401) 822-2900
Plaintiffs #65(b), #71 through #75,
inclusive, #196 through #215, inclusive and
#224

Stephen E. Breggia, Esq.
BREGGIA, BOWEN & GRANDE
395 Smith Street
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(401) 831-1900
Plaintiffs #64, #65(a), #66 through #68,
inclusive and #192 through #195,
inclusive

Steven A. Minicucci, Esq.
CALVINO LAW ASSOCIATES
373 Elmwood Avenue
Providence, RI 02907
(401) 785-9400
Plaintiffs #76 through #79, inclusive and
#215 through #221, inclusive

Eva Marie Mancuso, Esq.
HAMEL, WAXLER, ALLEN & COLLINS
387 Atwells Avenue
Providence, RI 02909
(401) 455-3800
Plaintiffs #69, #70 and #199

Charles N. Redihan, Esq.
KIERNAN, PLUNKETT & REDIHAN
91 Friendship Street
Providence, RI 02903
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Plaintiff #191